

State of South Dakota

SEVENTY-EIGHTH SESSION LEGISLATIVE ASSEMBLY, 2003

391I0390

HOUSE BILL NO. 1093

Introduced by: Representatives Madsen, Gillespie, McCaulley, and O'Brien and Senators de Hueck, Bogue, Knudson, Koetzle, Moore, and Schoenbeck

1 FOR AN ACT ENTITLED, An Act to revise certain filing fees of limited liability companies.
2 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

3 Section 1. That § 47-34A-212 be amended to read as follows:

4 47-34A-212. The secretary of state shall charge and collect for:

5 (a) Filing the first annual report if the total agreed contribution of the limited liability
6 company ~~are~~ is:

7	Agreed Contribution	Fee
8	Not in excess of \$50,000 <u>\$25,000</u>	\$ 90
9	\$50,001 , <u>Over \$25,000</u> to \$100,000	\$150 <u>\$110</u>
10	In excess of <u>Over</u> \$100,000 to \$500,000	\$150 for first \$100,000, plus \$.50 for each
		additional \$1,000 <u>\$130</u>
11	<u>Over \$500,000 to \$1,000,000</u>	<u>\$150</u>
12	<u>Over \$1,000,000 to \$1,500,000</u>	<u>\$200</u>
13	<u>Over \$1,500,000 to \$2,000,000</u>	<u>\$250</u>
14	<u>Over \$2,000,000 to \$2,500,000</u>	<u>\$300</u>
15	<u>Over \$2,500,000 to \$3,000,000</u>	<u>\$350</u>



1	<u>Over \$3,000,000 to \$3,500,000</u>	<u>\$400</u>
2	<u>Over \$3,500,000 to \$4,000,000</u>	<u>\$450</u>
3	<u>Over \$4,000,000 to \$4,500,000</u>	<u>\$500</u>
4	<u>Over \$4,500,000 to \$5,000,000</u>	<u>\$550</u>
5	<u>In excess of \$5,000,000</u>	<u>\$550 for the first \$5,000,000, plus \$40 for</u> <u>each additional \$500,000</u>

6 The maximum amount charged under this subsection together with any subsequent
7 payments under subsection (b) may not exceed sixteen thousand dollars. The filing fee
8 required pursuant to this subsection is not applicable if the limited liability company
9 has previously paid the fee required pursuant to subdivision 47-34-54(1).

10 (b) Filing any subsequent annual report that reflects additional contribution in excess of
11 those stated in the last prior report, any additional fee necessary to make the
12 cumulative fee match the cumulative agreed contributions as provided in subsection
13 (a); above the agreed contributions as set forth in the last previous annual report
14 consistent with subsection (a).

15 (c) A reporting fee of fifty dollars, due and payable with the filing of all annual report,
16 after the first annual report required in § 47-34A-211(c).